

SCOTTSDALE

CITY COUNCIL MEETING

MEETING NOTICE AND AGENDA



COUNCIL

W.J. "Jim" Lane, Mayor

Suzanne Klapp

Virginia L. Korte

Kathleen S. Littlefield

Linda Milhaven

Guy Phillips

David N. Smith

Tuesday, August 30, 2016

Unless an exception is made, or unless otherwise noted:

Citizens will be given three minutes to address the Council during the times set aside for public comment on Consent, Regular, or Mayor and Council items and during the open call to the public (Public Comment).

The Council will not begin discussion on any new items after 10:00 p.m. Items that are not heard will be continued to the next scheduled Council meeting (August 31 or September 13, 2016).

5:00 P.M.

MARKED AGENDA

CITY COUNCIL MEETING

City Hall Kiva Forum, 3939 N. Drinkwater Boulevard

Call to Order – 5:04 P.M.

Roll Call – All present

One or more members of the Council may be unable to attend the Council meeting in person and may participate telephonically, pursuant to A.R.S. §38-431(4).

Pledge of Allegiance – Scottsdale Bobcats

Invocation – Scottsdale Bible Church Pastor Bryan McAnally

Mayor's Report – Mayor Lane requested a moment of silence to honor the passing of Senator Carolyn Allen. Mayor Lane announced that the National Association of Clean Water Agencies, the Water Environment Federation, the Water Environment and Reuse Foundation, and the WaterReuse Association, with input from the U.S. Environmental Protection Agency, named Scottsdale Water the "Organization of the Future," as a recipient of the inaugural Utility of the Future Today Recognition Program.

Presentations/Information Updates – Economic Development Director Danielle Casey presentation.

- **[Economic Development Strategic Plan Accomplishments](#)**
Presenter(s): Danielle Casey, Economic Development Director



PERSONS WITH A DISABILITY MAY REQUEST A REASONABLE ACCOMMODATION BY CONTACTING THE CITY CLERK'S OFFICE AT (480-312-2412). REQUESTS SHOULD BE MADE 24 HOURS IN ADVANCE, OR AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE ACCOMMODATION. FOR TTY USERS, THE ARIZONA RELAY SERVICE (1-800-367-8939) MAY CONTACT THE CITY CLERK'S OFFICE (480-312-2412).

FOR ADDITIONAL INFORMATION VISIT: WWW.SCOTTSDALEAZ.GOV/COUNCIL/MEETING-INFORMATION

Public Comment – Darlene Peterson expressed concern about eminent domain. Joanne Lawlor, Jill Schweitzer, and Paula Renes expressed concern about the lack of licensing requirements or regulation of homeowners' associations.

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comment regarding non-agendized items. No official Council action can be taken on these items. Public Comment is limited to a total of 15 minutes at the beginning and 15 minutes at the end of the meeting. **Speakers are limited to three minutes to address the Council during "Public Comment."**

MINUTES

Request: Approve the [Regular Meeting Minutes of July 5, 2016](#) and [July 6, 2016](#); and Executive Session Minutes of June 7, 2016, June 14, 2016, and June 16, 2016.

– Councilman Phillips made a motion to approve the Regular Meeting Minutes of July 5, 2016, and July 6, 2016; and Executive Session minutes of June 7, 2016; June 14, 2016; and June 16, 2016. Councilmember Korte seconded the motion, which carried 7/0.

CONSENT AGENDA ITEMS 1-35

How the Consent Agenda Works: The Council may take one vote to act on all of the items on the Consent Agenda, or may remove items for further discussion. If you wish to speak on an item on the Consent Agenda, please complete a Request to Speak card for each topic you wish to address. **You will be given one opportunity to speak on any or all Consent items listed on the agenda.** After all of the speakers have finished, the Council will decide which items to remove for additional discussion and/or presentation from staff. Items not removed from the Consent Agenda will be considered in one motion. Items removed for clarification or discussion by the Council will be acted on as appropriate.

– Councilmember Korte made a motion to approve Consent Agenda Items 1 through 35. Vice Mayor Littlefield seconded the motion, which carried 7/0.

1. [Oasis Liquor License \(46-LL-2016\)](#) – **Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 6 (bar) State liquor license for an existing location with a new owner.
Location: 4441 N. Buckboard Trail
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
2. [Holiday Inn Club Vacations Scottsdale Resort Liquor License \(56-LL-2016\)](#) – **Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 6 (bar) State liquor license for an existing location with a new owner.
Location: 7677 E. Princess Boulevard
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
3. [Garlic Bistro Liquor License \(57-LL-2016\)](#) – **Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.
Location: 14692 N. Frank Lloyd Wright Boulevard, Suite 147
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
4. [Crust Liquor License \(58-LL-2016\)](#) – **Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an agent and acquisition of control change for an existing Series 12 (restaurant) State liquor license.
Location: 6989 N. Hayden Road, Suite A9-10
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

5. **Portillo's Hot Dogs Liquor License (59-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.
Location: 10574 N. 90th Street
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
6. **AZ Wine Co. Liquor License (60-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an agent and acquisition of control change for an existing Series 7 (beer and wine bar) State liquor license.
Location: 2515 N. Scottsdale Road, Suite 15
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
7. **Wally's American Gastro Pub Liquor License (61-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 7704 E. Doubletree Ranch Road, Suite 190
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
8. **Kodo Sushi Sake Liquor License (62-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 15040 N. Northsight Boulevard, Suite 104
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
9. **Egg N' Joe Liquor License (64-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 23271 N. Scottsdale Road, Suite A101
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
10. **Living Room Wine Café & Lounge Liquor License (65-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 8977 N. Scottsdale Road, Suite 500
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
11. **Arco AM PM Mini Market Liquor License (66-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 10 (beer and wine store) State liquor license for an existing location with a new owner.
Location: 8350 E. McDowell Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
12. **Fat Ox Liquor License (67-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 6316 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

13. **Four Peaks Grill & Tap Liquor License (68-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 7 (beer and wine bar) State liquor license.
Location: 15745 N. Hayden Road, Suite D 5-7
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
14. **Four Peaks Grill & Tap Liquor License (69-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 12 (restaurant) State liquor license.
Location: 15745 N. Hayden Road, Suite D 5-7
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
15. **Kitchen 18 Liquor License (70-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 10211 N. Scottsdale Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
16. **Scottsdale Conference Resort Liquor License (71-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for an acquisition of control change for an existing Series 6 (bar) State liquor license.
Location: 7700 E. McCormick Parkway
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
17. **Hot Noodles Cold Sake Liquor License (72-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.
Location: 15689 N. Hayden Road, Suite 127
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
18. **Gianfranco Ristorante Liquor License (73-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for an existing location with a new owner.
Location: 10434 E. Jomax Road
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
19. **The Hash Kitchen Liquor License (74-LL-2016) – Approved on Consent Agenda.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 12 (restaurant) State liquor license for a new location and owner.
Location: 14838 N. Frank Lloyd Wright Boulevard
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
20. **Permanent Extension of Premises for The Mission Restaurant (1-EX-2016) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a Series 12 (restaurant) State liquor license for an existing location to expand the patio.
Location: 3815 N. Brown Avenue
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov

21. **Permanent Extension of Premises for Stone & Vine Urban Italian (2-EX-2016) – Approved on Consent.**
Request: Consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a permanent extension of premises for a Series 12 (restaurant) State liquor license.
Location: 9343 E. Shea Boulevard, Suite 100
Staff Contact(s): Tim Curtis, Current Planning Director, 480-312-4210, tcurtis@scottsdaleaz.gov
22. **Fire Station 616 Architectural Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 10534** to authorize:
1. Contract No. 2016-136-COS with Breckenridge Group Architects/Planners in the amount of \$310,859.50 to provide design services for Fire Station 616.
2. Initiation of a Municipal Use Master Site Plan for Fire Station 616.
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov
23. **On-Call Engineering Services Contract Modification for Sewer Rehabilitation – Approved on Consent.**
Request: Adopt **Resolution No. 10550** authorizing Contract No. 2014-056-COS-A1 with Dibble Engineering, Inc., for a one-year contract extension for design, construction administration, and inspection of various sewer rehabilitation projects throughout the City.
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov
24. **Street Sweeper Grant – Approved on Consent.**
Request: Adopt **Resolution No. 10531** to authorize:
1. Acceptance of a grant awarded by the Federal Highway Administration through the Maricopa Association of Governments in an amount up to \$214,853 for a new PM-10 certified street sweeper.
2. A budget transfer in the amount of \$214,853 from the FY 2016/17 Future Grants Budget and/or the Grant Contingency Budget and the creation of a new cost center to record the related grant activity.
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov
25. **Quicken Loans WestWorld Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10537** authorizing Agreement No. 2016-139-COS with Quicken Loans, Inc., for the temporary use of a portion of the WestWorld facility for Quicken Loans' employee parking.
Staff Contact(s): Daniel Worth, Public Works Executive Director, 480-312-5555, dworth@scottsdaleaz.gov
26. **Paradise and Pacific Railroad Revocable License Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10510** authorizing Agreement No. 2016-100-COS with Paradise and Pacific Railroad, Inc., to use space in the McCormick-Stillman Railroad Park's Model Railroad Building to operate an "O" scale model train layout.
Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
27. **Community Event Funding Program – Approved on Consent.**
Request: Adopt **Resolution No. 10457** to authorize:
1. The use of Tourism Development Funds allocated for events to be used per the FY 2016/17 Community Event Funding Program.
2. The Mayor to execute individual agreements with each event producer.
Staff Contact(s): Karen Churchard, Tourism and Events Director, 480-312-2890, kchurchard@scottsdaleaz.gov

28. **Substance Abuse and Violence Prevention Intergovernmental Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10519** authorizing Agreement No. 2016-105-COS with Scottsdale Unified School District No. 48 in the amount of \$220,000 to provide professional services for substance abuse and violence prevention services and programs in Scottsdale Schools for FY 2016/17.
Staff Contact(s): William Murphy, Community Services Director, 480-312-7954, bmurphy@scottsdaleaz.gov
29. **Local Transaction Privilege Tax Intergovernmental Agreement Modification – Approved on Consent.**
Request: Adopt **Resolution No. 10540** authorizing Agreement No. 2015-166-COS-A1 with the Arizona Department of Revenue regarding the uniform administration, licensing, collection, and auditing of transaction privilege tax, use tax, severance tax, jet fuel, excise and rental occupancy taxes imposed by the State of Arizona and the City.
Staff Contact(s): Dennis Enriquez, Business Services Director, 480-312-5925, denriquez@scottsdaleaz.gov
30. **East Valley Regional Veterans Court Intergovernmental Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10529** to authorize:
1. Agreement No. 2016-134-COS with the City of Tempe for an East Valley Regional Veterans Treatment Court to be held at Tempe Municipal Court.
2. The use and payment of City of Tempe Judges to adjudicate Scottsdale's Regional Veteran Court cases.
Staff Contact(s): Joseph Olcavage, Presiding Judge, 480-312-2775, c/o jdybas@scottsdaleaz.gov
31. **Scottsdale County Island Fire District Intergovernmental Agreement – Approved on Consent.**
Request: Adopt **Resolution No. 10503** authorizing Agreement No. 2016-095-COS with the Scottsdale County Island Fire District for the provision of fire protection services to the Scottsdale County Island Fire District.
Staff Contact(s): Tom Shannon, Fire Chief, 480-312-1821, tshannon@scottsdaleaz.gov
32. **Photo Enforcement Contract Amendment – Approved on Consent.**
Request: Adopt **Resolution No. 10390** authorizing Contract No. 2012-190-COS-A1 with American Traffic Solutions, Inc., relating to the "Focus on Safety" photo enforcement program administered by the Police Department.
Staff Contact(s): Alan Rodbell, Chief of Police, 480-312-1900, arodbell@scottsdaleaz.gov
33. **Terminal Area Redevelopment Project Pre-Construction Phase Services Contract – Approved on Consent.**
Request: Adopt **Resolution No. 10496** authorizing CM@Risk Contract No. 2016-091-COS with J. E. Dunn Construction Company in the amount of \$248,015 to conduct pre-construction phase services for the Terminal Area Redevelopment Project at Scottsdale Airport.
Staff Contact(s): Gary Mascaro, Aviation Director, 480-312-7735, gmascaro@scottsdaleaz.gov

34. **Water Resources Power Sales Contract – Approved on Consent.**

Request: Adopt **Resolution No. 10525** to authorize:

1. Contract No. 2016-108-COS with the Arizona Power Authority for the purchase of electric power from the Boulder Canyon Project (Hoover).
2. The City Manager, or designee, to execute any necessary non-substantive contract amendments relating to a proportional increase in the City's Hoover power allocation resulting from relinquishment of Hoover power by another entity.
3. The City Manager, or designee, to execute an Electrical Supply Agreement with Arizona Public Service Company or a Municipal Bill-Crediting Agreement with the Salt River Project Agricultural Improvement and Power District to effectuate Scottsdale Water's operational use of Hoover power.

Staff Contact(s): David Petty, Acting Water Resources Director, 480-312-5661,
dpetty@scottsdaleaz.gov

– Water Services Advisor Stephen Rot presentation.

35. **Maricopa Association of Governments Annual Membership Dues – Approved on Consent.**

Request: Adopt **Resolution No. 10488** authorizing payment of annual membership dues in the amount of \$41,442 to the Maricopa Association of Governments for FY 2016/17.

Staff Contact(s): Brad Lundahl, Government Relations Director, 480-312-2683,
blundahl@scottsdaleaz.gov

REGULAR AGENDA **ITEM 36**

How the Regular Agenda Works: The Council takes a separate action on each item on the Regular Agenda. If you wish to address the Council regarding any or all of the items on the Regular Agenda, please complete a Request to Speak card for each topic you wish to address and submit it to the City Clerk. Speakers will be given at least three minutes to speak per item. Additional time may be granted to speakers representing two or more persons. Cards for designated speakers and the persons they represent must be submitted together. **Comment cards must be submitted before public testimony has begun on that item.**

36. **Structured Sober Living/Group Homes Text Amendment (435-PA-2016)**

Request: Initiate a text amendment to the City of Scottsdale Zoning Ordinance No. 455 to address structured sober living and group homes for recovering addicts in single-family residential zoning districts.

Presenter(s): Greg Bloemberg, Sr. Planner

Staff Contact(s): Randy Grant, Planning and Development Services Director, 480-312-2664,
rgrant@scottsdaleaz.gov

– Senior Planner Greg Bloemberg presentation.

– Councilmember Korte made a motion to direct staff to initiate a text amendment to address sober homes and other transitional housing options for recovering addicts. Councilman Phillips seconded the motion, which carried 7/0.

Public Comment – None

Citizens may complete one Request to Speak "Public Comment" card per night and submit it to the City Clerk. Public Comment time is reserved for citizen comment regarding non-agendized items. No official Council action can be taken on these items. Public Comment is limited to a total of 15 minutes at the beginning and 15 minutes at the end of the meeting. **Speakers are limited to three minutes to address the Council during "Public Comment."**

CITIZEN PETITIONS

ITEM 37

Citizen Petitions: This portion of the agenda is reserved for the submission and/or consideration of citizen petitions. There is no limit on the number of petitions a citizen may submit; however, **each citizen is limited to a total time of three minutes to speak to his/her petition(s)**. A Request to Speak card must be submitted, together with the petition(s), **before** the second Public Comment period begins.

37. Receipt of Citizen Petitions – None

Request: Accept and acknowledge receipt of citizen petitions. Any member of the Council may make a motion, to be voted on by the Council, to: (1) Direct the City Manager to agendize the petition for further discussion; (2) direct the City Manager to investigate the matter and prepare a written response to the Council, with a copy to the petitioner; or (3) take no action.

Staff Contact(s): Carolyn Jagger, City Clerk, 480-312-2411, cjagger@scottsdaleaz.gov

Mayor and Council Items – None

Adjournment – 5:57 P.M.